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ANCESTRY.COM OPERATIONS INC.,
ANCESTRY.COM INC., and ANCESTRY.COM LLC

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ANTHONY SESSA and MARK SESSA, on
behalf of themselves and all others similarly
situated,

Plaintiffs,

vs.

ANCESTRY.COM OPERATIONS INC.,
a Virginia Corporation;
ANCESTRY.COM, INC., a Delaware
Corporation; ANCESTRY.COM LLC,
a Delaware Limited Liability Company; and
DOES 1 through 50, inclusive,

Defendants.

Case No. 2:20-cv-02292

**UNOPPOSED MOTION FOR LEAVE TO
EXCEED PAGE LIMITS AND
[PROPOSED] ORDER**

1 Pursuant to L.R. IA 6-2 and L.R. 7-3 of the Local Rules of Practice for the United States
2 District Court for the District of Nevada, defendants Ancestry.com Operations Inc., Ancestry.com
3 Inc., and Ancestry.com LLC move the Court for leave to file 10 excess pages in opposition to
4 plaintiffs' Motion for Class Certification (ECF No. 103). The request to exceed the page limit is
5 necessary and there is good cause for the extension, as required by L.R. 7-3(c) and as set forth
6 below and in the attached Declaration of John Baumann. The page limit for oppositions to
7 motions for class certification is 24 pages. L.R. 7-3(b). Ancestry requests an additional 10 pages,
8 for a total of 34 pages, for its opposition brief. Ancestry will not oppose a reasonable and
9 commensurate extension of page limits for plaintiffs' reply brief.

10 Good cause exists for the Court to grant this motion given the legal and factual complexity
11 of the motion and the response required. *See Trina Solar US, Inc. v. Carson-Selman*, No.
12 220CV1308JCMBNW, 2020 WL 7338552, at *2 (D. Nev. Dec. 14, 2020) (granting motion to
13 exceed page limit for motion to dismiss by nine pages because case involved "numerous legal and
14 procedural items"); *Brown v. Kinross Gold U.S.A., Inc.*, 531 F. Supp. 2d 1234, 1237 (D. Nev. 2008)
15 (granting motion to file excess pages for reply brief to respond to arguments raised in opposition to
16 motion for summary judgment); *Mono Cnty. v. Walker River Irrigation Dist.*, No.
17 373CV00128MMDCSD, 2022 WL 3143993, at *1 (D. Nev. Aug. 5, 2022) (granting unopposed
18 motion to exceed page limit for reply in support of motion to dismiss). To respond to the arguments
19 that plaintiffs raise in their Motion for Class Certification, Ancestry must address numerous separate
20 legal and factual issues pertaining to each of the required showings for certification under Rule 23.
21 *See* Declaration of John Baumann. Additionally, Ancestry's brief incorporates numerous quarter to
22 half-page screenshots (as of the time of this motion, eleven such screenshots), which are necessary
23 to illustrate its arguments and take up substantial space in the brief. Defendants have attempted to
24 condense their arguments into 24 pages, but have been unable to do so. *See* Declaration of John
25 Baumann.

26 Pursuant to L.R. 7-3(c), Defendants are filing this unopposed motion before their opposition
27 brief is due on February 2, 2023. (ECF No. 117.) The opposition brief will include a table of
28 contents and table of authorities.

1 For these reasons, Defendants respectfully request that the Court grant leave for Defendants
2 to file an additional 10 pages, for a total of 34 pages, for their opposition to plaintiffs' Motion for
3 Class Certification (ECF No. 103).

4 DATED January 24, 2023

Respectfully submitted,

5 **QUINN EMANUEL URQUHART & SULLIVAN,**
6 **LLP**

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8 By /s/ John W. Baumann

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12 Attorneys for Defendants Ancestry.com
13 Operations Inc., Ancestry.com Inc., and
14 Ancestry.com LLC

15 **ORDER APPROVING UNOPPOSED MOTION**

16 **IT IS SO ORDERED.**

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19 _____
20 Hon. Brenda Weksler
UNITED STATES MAGISTRATE JUDGE

21 DATED: _____
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CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b)(2)(E), I hereby certify that on this day, I caused a true and correct copy of the foregoing to be served via the Court's electronic system on all registered and active parties.

DATED January 24, 2023.

/s/ John W. Baumann
John W. Baumann